

12-15-99

BOX PATENT
APPLICATION

12/13/99
jc678 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. FFIV114111

TRANSMITTAL LETTER

Seattle, Washington 98101

December 13, 1999

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) by Express Mail is the complete patent application of:

Bryan D. Skene, Scott P. Tennican, and Thomas E. Kee

Title: **METHOD AND SYSTEM FOR BALANCING LOAD
DISTRIBUTION ON A WIDE AREA NETWORK**

Executed On: November 24, 1999

- X 1. This application claims the benefit of provisional application serial number 60/140,101, filed June 18, 1999, the benefit of which is hereby claimed under 35 U.S.C. § 119.
- X 2. An application consisting of 32 pages of specification and claims and 20 sheets of formal drawings is attached.
- X 3. A newly executed Declaration and Power of Attorney is attached.
- X 4. An Assignment of the invention to F5 Networks, Inc. is attached. A Cover Sheet prepared in accordance with 37 C.F.R. § 3.31 is attached to the Assignment. Please record this Assignment in accordance with 37 C.F.R. § 3.11.
- X 5. A filing date in accordance with 37 C.F.R. § 1.10 is requested. The Express Mail Certificate appears below.
- X 6. A Small Entity Statement is attached.

LAW OFFICES OF
CHRISTENSEN O'CONNOR JOHNSON & KINDNESS^{MLL}
1420 Fifth Avenue
Suite 2800
Seattle, Washington 98101
(206) 682-8100

jc530 U.S. PTO
09/459815
12/13/99

COMPUTATION OF FEE

	Number Filed		Number Extra		Rate		Basic Rate \$380.00
Total Claims	43 - 20	=	23	x	\$9	=	\$207.00
Independent Claims	3 - 3	=	0	x	\$39	=	\$0.00
Multiple Dependent Claims	1		---		\$130	=	\$130.00
TOTAL							\$717.00

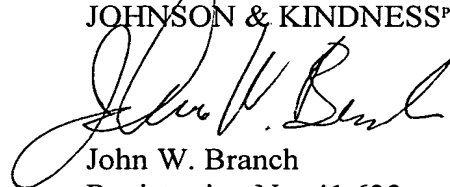
 X 7. Our check No. 111899 in the amount of \$717.00 to cover the total fee as computed above is enclosed.

 X 8. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.18 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 03-1740. This authorization also hereby includes a request for any extensions of time of the appropriate length required upon the filing of any reply during the entire prosecution of this application. A copy of this sheet is enclosed.

Please address all further correspondence to:

CHRISTENSEN O'CONNOR JOHNSON & KINDNESS^{PLLC}
1420 Fifth Avenue
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Respectfully submitted,
CHRISTENSEN O'CONNOR
JOHNSON & KINDNESS^{PLLC}


John W. Branch

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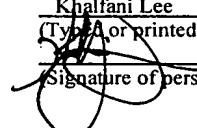
EXPRESS MAIL CERTIFICATE

"Express Mail" mailing label number EM589591455US
Date of Deposit December 13, 1999

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Khalfani Lee

(Type or printed name of person mailing paper or fee)


(Signature of person mailing paper or fee)

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Applicants: Bryan D. Skene, Scott P. Tennican, Attorney Docket No: FFIV114111
and Thomas E. Kee

Serial No: filed concurrently

Filed: filed concurrently

Title: METHOD AND SYSTEM FOR BALANCING LOAD DISTRIBUTION ON A
WIDE AREA NETWORK

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 C.F.R. §§ 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
- ☒ an official of the small business concern empowered to act on behalf of the
concern identified below:

NAME OF CONCERN F5 Networks, Inc.

ADDRESS OF CONCERN 200 First Avenue West, Suite 500, Seattle, WA
98119

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 C.F.R. §§ 121.3-18, and reproduced in 37 C.F.R. §§ 1.9(d), for purposes of paying reduced fees under 35 U.S.C. §§ 41(a) and (b) in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD AND SYSTEM FOR BALANCING LOAD DISTRIBUTION ON A WIDE AREA NETWORK by inventors Bryan D. Skene, Scott P. Tennican, and Thomas R. Kee, described in

- ☒ the specification filed herewith; and
- ☒ related Provisional Application Serial No. 60/140,101, filed 6/18/99.

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If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. § 1.9(c) or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

NAME: NONE

ADDRESS: _____

- () INDIVIDUAL
() SMALL BUSINESS CONCERN
() NONPROFIT ORGANIZATION

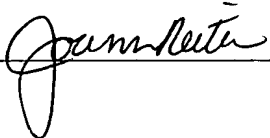
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful, false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Joann Reiter

TITLE OF PERSON OTHER THAN OWNER: General Counsel

ADDRESS OF PERSON SIGNING: 200 First Avenue West, Suite 500,
Seattle, WA 98119

SIGNATURE:  DATE: July 14, 1999

JWB:cah

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